

09/601,062

**ANDERSON KILL & OLICK, P.C.**

Attorneys and Counsellors at Law

1251 AVENUE OF THE AMERICAS ■ NEW YORK, NY 10020

TELEPHONE: 212-278-1000 ■ FAX: 212-278-1733

www.andersonkill.com

NEW YORK ■ CHICAGO ■ GREENWICH ■ NEWARK ■ PHILADELPHIA ■ WASHINGTON, D.C.

**URGENT FAX**  
**PLEASE DELIVER IMMEDIATELY****TOTAL NUMBER OF PAGES, INCLUDING COVER SHEET: 8**

<b>DELIVER TO:</b>	<b>COMPANY:</b>	<b>TEL NO.:</b>	<b>FAX NO.:</b>
Examiner N.M. Nguyen	U.S.PTO Group Art 1754	571-272-1356	571-273-1356

<b>FROM:</b>	Eugene Lieberstein, Esq.	<b>TEL NO.:</b>	(212) 278-1307
--------------	--------------------------	-----------------	----------------

<b>RETURN TO:</b>	Naomi Mbys/42-122	<b>C/M:</b>	73839/PYE01
-------------------	-------------------	-------------	-------------

<b>DATE:</b>	April 7, 2005
--------------	---------------

**MESSAGE:** Per your conversation this morning with my assistant, Naomi Mbys, please find attached a copy of the Petition to Withdraw Holding of Abandonment along with a copy of the postcard which was stamped received by the USPTO on May 3, 2004.

As you discussed, please forward this to the appropriate person in your group art unit for handling this petition to revive.

Thank you for your assistance in this matter. Best regards.

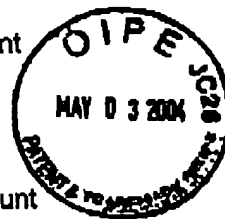
**IF THERE ARE ANY PROBLEMS REGARDING THIS TELECOPY,  
PLEASE CALL 212-278-1520. THANK YOU.**

The information contained in this facsimile message is privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that the dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via the U.S. Postal Service. Thank you.

NYDOCS1-771776.1

Hon. Commissioner for Patents & Trademarks:  
Date stamp as acknowledgement of receipt of:

Petition To Withdraw Holding Of Abandonment  
Copy of Docket Record  
Declaration In Support Of Petition  
Copy of file jacket  
Certificate of Mailing Stamp  
Authorization to charge fees to Deposit Account



Re: ROSENBERG MM4297 - SN: 09/601,062  
FILED: October 19, 2000 - MAILED: April 29, 2004

**MAIL STOP PETITIONS**

NYDOCS1-727249.1



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN THE MATTER OF: Ariel ROSENBERG

SERIAL NO.: 09/601,062

FILED: October 19, 2000

GROUP: 1754

EXAMINER: NGUYEN, Ngoc Yen M.

FOR: HIGH EFFICIENCY RECOVERY PROCESS AND APPARATUS FOR THE  
PYROLYSIS TREATMENT AND HALOGENATION OF MULTI-ELEMENT WASTE**PETITION TO WITHDRAW HOLDING OF ABANDONMENT  
BASED ON FAILURE TO RECEIVE OFFICE ACTION**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**MAIL STOP PETITIONS**

S I R:

Applicant respectfully petitions to withdraw the holding of abandonment of the above application as indicated in the Notice of Abandonment dated June 17, 2003. The fee for filing this Petition should be deducted from our Deposit Account No. 01-1944. The Notice of Abandonment should be withdrawn based upon the fact that applicant never received the Office letter which was mailed from the United States Patent and Trademark Office on September 4, 2002. The undersigned practitioner, as the attorney of record, makes the following statement in support of this Petition:

I, Eugene Lieberstein, hereby state that the Office Action for the above-identified patent application was never received by applicant and hereby attest to the fact that a search of the file jacket and docket records substantiates that the Office Action was never received. Enclosed with this petition is a copy of the docket record in which the non-received Office Action would have been entered and docketed had it been received.

727148

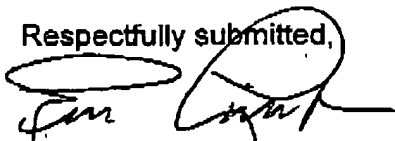
The docket record, a copy of which is attached hereto, shows all actions relating to the present application which were docketed from the filing date of October 19, 2000 to July 18, 2003, regarding the filing of a Petition to Revive.

Applicant also encloses in support of this petition, a Declaration from Naomi L. Mbys-Davidson, Intellectual Property Specialist in charge of patent docketing, on behalf of client substantiating non-receipt of an Office Action.

Accordingly, it is respectfully requested that this petition be granted and the present application be revived.

It is respectfully requested that a new Office Action be forwarded so that we can respond appropriately.

Respectfully submitted,




Eugene Lieberstein  
Reg. No. 24,645

ANDERSON, KILL & OLICK  
1251 Avenue of the Americas  
New York, New York 10020-1182  
(212) 278-1000

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited today with the U.S. Postal Service as first class mail in an envelope addressed: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



M. McGarry  
Date: April 29, 2004

727148